IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

WEDNESDAY, THE 13TH JUNE 2007 / 23RD JYAISHTA 1929

Bail Appl..No. 3542 of 2007()

CRIME NO.70/2007 OF PUTHEN CRUZ POLICE STATION

PETITIONERS

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1. THANKAPPAN, S/O. CHOKLI,
   PATHICKAL HOUSE, OORAMANA KARA, N.PIRAMADOM P.O.,
   MEMMURY VILLAGE, MUVATTUPUZHA TALUK.

2. AMMINI, W/O. THANKAPPAN,
   PATHICKAL HOUSE, OORAMANA KARA, N.PIRAMADOM P.O.,
   MEMMURY VILLAGE, MUVATTUPUZHA TALUK.

3. GEETHU, D/O. THANKAPPAN,
   PATHICKAL HOUSE, OORAMANA KARA,
   N.PIRAMADOM P.O., MEMMURY VILLAGE,
   MUVATTUPUZHA TALUK.

BY ADV. SRI.GEORGE SIMON

RESPONDENTS:

STATE OF KERALA, REP. BY THE
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR P.N. SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 13/06/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

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Bail Application No.3542/2007

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Dated this the 13th day of June, 2007

O R D E R

In this Petition filed under Sec. 438 Cr.P.C., the petitioners who are accused Nos. 1 to 3 in Crime No.70/2007 of Puthen Cruz Police Station for offences punishable under Sections 323, 341 and 294(b) IPC read with Section 34 IPC and also under Section 3(2)(a) of the PDPP Act, 1984, seek anticipatory bail.

2. I heard the learned counsel for the petitioners and the learned Public Prosecutor.

3. Having regard to the nature of the allegations levelled against the petitioners and the other circumstances of the case, I am inclined to grant anticipatory bail to the petitioners. Accordingly, a direction is issued to the officer-in-charge of the police station concerned to release the petitioners on bail for a period of one month in the event of their arrest in connection with the above case on each of them executing a bond for Rs. 10,000/- (Rupees ten thousand only) with two solvent sureties each for the like amount to the satisfaction to the said officer and subject to the following conditions:

(a). First petitioner shall report before the Investigating Officer between 9 a.m. and 11 a.m. on all Wednesdays.

(b). Petitioners shall make themselves available for interrogation as and when required by the Investigating Officer.

(c). Petitioners shall not influence or intimidate the prosecution witnesses nor shall they attempt to tamper with the evidence for the prosecution.

(d). Petitioners shall not commit any offence while on bail.

(e). Petitioners shall surrender before the Magistrate concerned and seek regular bail in the meanwhile.

4. If the petitioners commit breach of any of the above conditions, the bail granted to them shall be liable to be cancelled.

This application is allowed as above.

V.RAMKUMAR,
JUDGE.

mrcs